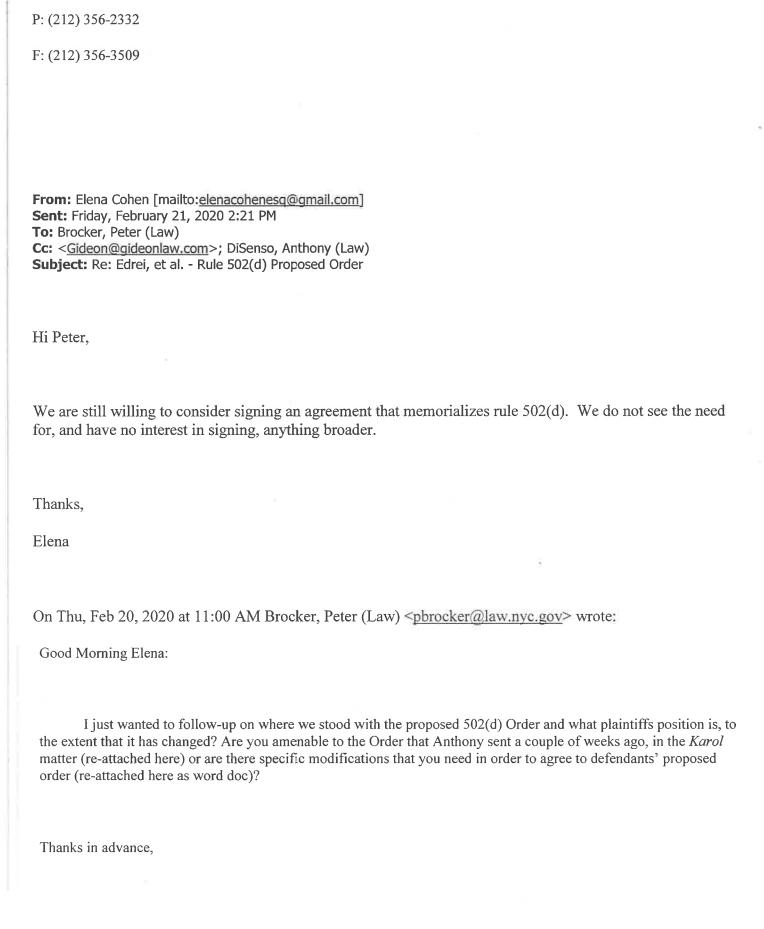
Brocker, Peter (Law)

From: Sent:	Elena Cohen <ele Tuesday, Februar</ele 	y 25, 2020 1:2	-			
To: Cc:	Brocker, Peter (La <gideon@gideoı< th=""><th>-</th><th>Senso, Anthor</th><th>ıy (Law)</th><th></th><th></th></gideon@gideoı<>	-	Senso, Anthor	ıy (Law)		
Subject:	Re: Edrei, et al I	Rule 502(d) Pr	oposed Order			
Thanks, Peter. The stip y	ou sent yesterday is ac	cceptable to	Plaintiffs.			
On Tue, Feb 25, 2020 at 1	1:08 PM Brocker, Pete	er (Law) < <u>pb</u>	rocker@law.	nyc.gov> v	vrote:	
Good Afternoon Elena:						
I believe that this w find the version he propose	was a standing form on Ju ed to the Sedona Confere		vebpage for the	e SDNY. Ho	wever, attacl	hed here please
Because defendants set forth in my email from	s need to have a 502(d) of yesterday at the close of					
Best,						
Peter						

Peter W. Brocker, Esq.						
Assistant Corporation Cou	nsel					
Special Federal Litigation	Division					
New York City Law Depart	rtment					
100 Church St.,						
New York, NY 10007						
P: (212) 356-2332						

100 Church St.,

From: Elena Cohen [mailto:elenacohenesq@Sent: Monday, February 24, 2020 1:50 PM To: Brocker, Peter (Law) Cc: <gideon@gideonlaw.com>; DiSenso, Al Subject: Re: Edrei, et al Rule 502(d) Project</gideon@gideonlaw.com>	nthony (Law)			
Thanks, Peter. Will look this over now. 6 to, so I can compare with this order?	Can you send me t	he order signed by	Judge Peck that	you are referring
On Mon, Feb 24, 2020 at 1:21 PM Brock Good Afternoon Elena:	ker, Peter (Law) <	pbrocker@law.nyc	:.gov> wrote:	
In an effort to avoid any unnecessar reflect the correct judge as attached here. P requesting that the Court Order it as soon a	lease let me know is			
Thanks in advance,				
Peter				
***	£			
Peter W. Brocker, Esq.				
Assistant Corporation Counsel				
Special Federal Litigation Division				
New York City Law Department				



New York, NY 10007

Peter

Peter W. Brocker, Esq.

Assistant Corporation Counsel

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From: DiSenso, Anthony (Law)

Sent: Friday, February 07, 2020 3:52 PM

To: 'Elena Cohen'

Cc: Brocker, Peter (Law); < Gideon@gideonlaw.com>

Subject: RE: Edrei, et al. - ESI discovery

My apologies, I was mistaken about the other case. Here is a recent order entered in a civil rights case as an example. This had some edits to it as well, which we remain open to discussing after receiving a mark-up with your proposed changes. Alternatively, we could use the same language in the attached.

From: Elena Cohen [mailto:<u>elenacohenesq@gmail.com</u>]

Sent: Friday, February 07, 2020 2:28 PM

To: DiSenso, Anthony (Law)

Cc: Brocker, Peter (Law); < Gideon@gideonlaw.com>

Subject: Re: Edrei, et al. - ESI discovery

Please compare the text of the orders to see how they are different.

Beyond that, no attorney we know has entered into any such order, and despite your representations to us that civil rights attorneys sign orders such as these regularly, you have not not provided us even *one* example. In any event, we are aware of our obligations under the Federal Rules and our ethical obligations in the event there is an inadvertent disclosure of privileged or confidential information. We see no need to enter into your proposed order, and we do not consent.

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	ции	(Z) D) a

Elena

On Thu, Feb 6, 2020 at 6:00 PM DiSenso, Anthony (Law) <a disenso@law.nyc.gov> wrote:

Elena,

How are the orders different? Would you be amendable to the order entered in the other case?

Anthony M. DiSenso

Senior Counsel/E-Discovery Counsel

E-Discovery Group

New York City Law Department

100 Church Street

New York, New York 10007

Office: (212) 356-2640

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Thanks,
Anthony
From: Elena Cohen [mailto: <u>elenacohenesq@gmail.com</u>] Sent: Thursday, February 06, 2020 5:18 PM To: Brocker, Peter (Law) Cc: < <u>Gideon@gideonlaw.com</u> >; DiSenso, Anthony (Law)
Subject: Re: Edrei, et al ESI discovery
Thanks, Peter. I'll look out for that response tomorrow.
Regarding your proposed 502(d) order, we have reviewed the stipulation in the employment case you referenced, after retrieving it from the docket on ECF. That stipulation is different from the one that Defendants propose here. As I stated during our call, if you send me examples of <i>similar</i> cases where <i>this</i> stipulation has been entered, Plaintiffs will consider your request about this order further. Please provide any such stipulations in Word format or text-searchable PDF and please identify by caption and docket entry number the case(s) in which each stipulation was entered into. Otherwise, for the reasons discussed on our call, we will not be agreeing to your stipulation beyond signing something that memorializes 502(d), which is our compromise absent any further compromise from you.
Regarding testing the LRAD 100X, we will schedule inspecting and/or testing the LRAD 100x once we have received at least the outstanding <i>Monell</i> document discovery by the end of February. We suggest revisiting this scheduling issue in early March.
Best,
Elena
On Thu, Feb 6, 2020 at 3:55 PM Brocker, Peter (Law) <pre>pbrocker@law.nyc.gov</pre> wrote:
Good Afternoon Elena:

Defendants will have a response to your second deficiency letter to you by close of business tomorrow; apologies for the delay.

I also wanted to follow-up on the proposed 502(d) Order in light of our previous exchange in which I provided the matter in which it has been entered. Please let me know plaintiff's position by tomorrow, as well.

Finally, can you send over a few dates that work for plaintiffs to test the LRAD 100X? I would like to arrange that testing as soon as possible as well.

Best,

Peter

Peter W. Brocker, Esq.

Assistant Corporation Counsel

Special Federal Litigation Division

New York City Law Department

100 Church St.,

New York, NY 10007

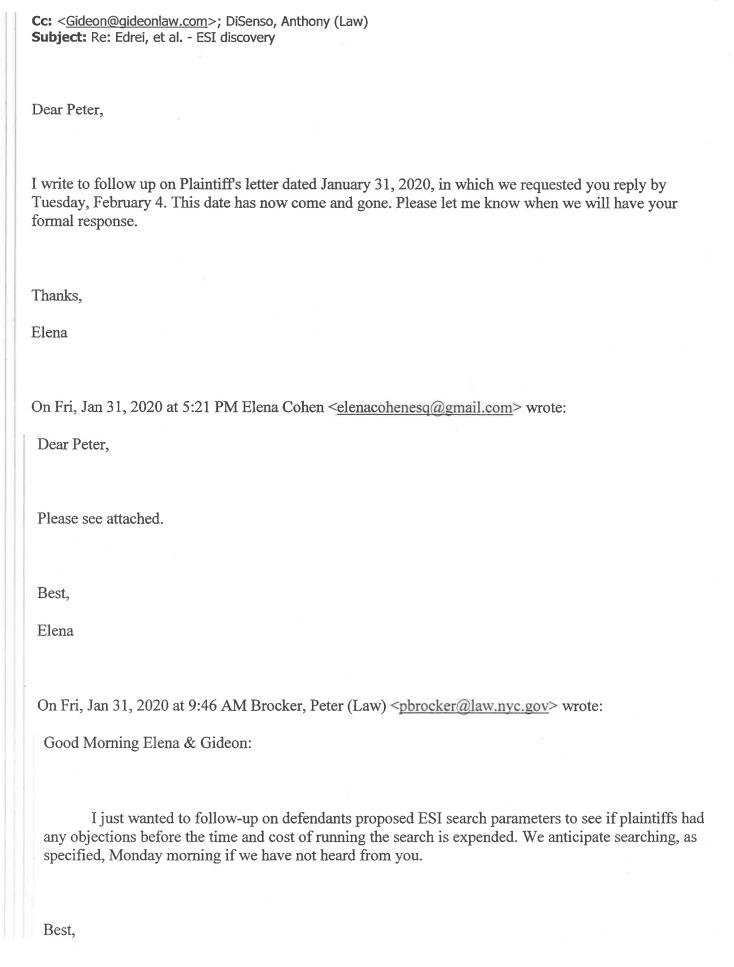
P: (212) 356-2332

F: (212) 356-3509

From: Elena Cohen [mailto:elenacohenesq@gmail.com]

Sent: Thursday, February 06, 2020 2:55 PM

To: Brocker, Peter (Law)



Peter

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Assistant Corporation Counsel

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New York, NY 10007

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